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OFFICE OF PETITIONS

In re Application of :
Eric Tcheou :
Application No. 09/973,518 :
Filed: October 9, 2001 :
Attorney Docket No. CM2454 :

DECISION ON PETITION
37 CFR 1.137(b)

This is a decision on the petition under 37 CFR §1.137(b), filed July 12, 2005, to revive the above-identified application.

The petition is **GRANTED**.

This application became abandoned, by operation of law, for failure to timely reply within the three month shortened statutory period set in the non-final Office Action mailed July 1, 2004. No extensions of time have been obtained pursuant to the provisions of 37 CFR §1.136(a). The date of abandonment of this application is October 2, 2004.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR §1.137(b) in that (1) the reply (amendment); (2) the petition fee of \$1500.00 (for a large entity); and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the non-final Office Action mailed July 1, 2004 is accepted as having been unintentionally delayed.

Telephone inquiries concerning this decision should be directed to Angela Ortiz at (571) 272-6051, or in her absence, the undersigned at (571) 272-3217.

This matter is being referred to Technology Center AU 1751 for appropriate action on the concurrently filed amendment.

Frances Hicks Jr
Brian Hearn
Petitions Examiner
Office of Petitions